

THE HONORABLE RONALD B. LEIGHTON

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JEFF BUTLER and BRYCE MEYER,  
individually and as the representatives of all  
persons similarly situated;  
  
Plaintiffs,  
  
v.  
  
AMERICAN FAMILY MUTUAL  
INSURANCE COMPANY and  
AMERICAN STANDARD INSURANCE  
COMPANY OF WISCONSIN, foreign  
insurers;  
  
Defendants.

No.: 3:14-cv-05305 RBL  
  
AGREED MOTION TO MODIFY  
SCHEDULING ORDER TO EXTEND  
DISCOVERY FOR THIRTY DAYS

Pursuant to LCR 10(g), Plaintiffs Jeff Butler and Bryce Meyer, and defendants American Family Mutual Insurance Company and American Standard Insurance Company of Wisconsin, through their respective counsel, stipulate, agree and jointly move the court to extend by 30-days the following dates in the order setting dates for case schedule [DE 16], as amended on September 24, 2014. [DE 27]

As noted in the parties' recent stipulated motion to extend dates filed September 23, 2014, [DE 26], the parties have completed substantial document discovery, and they have exchanged written discovery requests. Also, one deposition related to class discovery has been taken by plaintiffs. Plaintiffs have requested three more depositions, including a multi-topic 30(b)(6) deposition. Defendant has requested depositions of the named plaintiffs. Scheduling the depositions proved more difficult than anticipated given witness and lawyer scheduling conflicts. The parties initially requested 30-day extension of dates, which the Court granted.

However, the unexpected trial commitments of Plaintiffs' counsel during this 30-day extension causes them to apply again for additional time. Specifically, Plaintiffs' co-counsel, Scott Nealey and Steve Hansen were called to trial last week. They do not expect to be finished with this trial until October 21, 2014. Co-Counsel, Ms. Hayes, is able to cover some of the scheduled deposition, but not others.

Accordingly, to accommodate everyone's schedule and to conduct the depositions in the most efficient manner, the parties have agreed to complete the depositions the first week of November 2014 and request that the Court approve the following schedule:

Deadline for completing class discovery	December 3, 2014
Deadline to file Plaintiff's motion for class certification	December 15, 2014
Deadline to file Defendants' opposition to motion for class certification	January 15, 2014
Deadline to file Plaintiffs' reply in support of motion for class certification	February 5, 2015

1 This motion is agreed as certified by counsel below.

2 DATED THIS 14th day of October, 2014.

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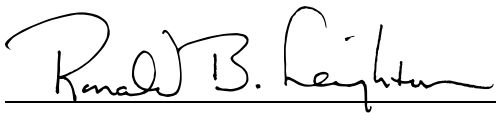
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13 **IT IS SO ORDERED**

14 DATED this 15<sup>th</sup> day of October, 2014

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19 RONALD B. LEIGHTON

20 UNITED STATES DISTRICT JUDGE

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1 Submitted by:

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3 By

4 s/ Stephen M. Hansen

s/ Debra Brewer Hayes

5 s/ Scott P. Nealey

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